

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. Faith S. Hochberg
v. : Crim. No. 08-933 (FSH)
EDWARD BARKS : CONTINUANCE ORDER

This matter having come before the Court on the joint application of Ralph J. Marra, Jr., Acting United States Attorney for the District of New Jersey (by Ronnell L. Wilson, Assistant U.S. Attorney), and defendant Edward Barks (by Patrick McMahon, Assistant Federal Public Defender) for an order granting a continuance of the proceedings in the above-captioned matter to pursue plea negotiations, and the defendant being aware that he has the right to have the matter brought to trial within 70 days of the date of his appearance before a judicial officer of this court pursuant to Title 18 of the United States Code, Section 3161(c)(1), and as the defendant has consented to such a continuance, and for good and sufficient cause shown,

IT IS THE FINDING OF THIS COURT that this action should be continued for the following reasons:

1. Plea negotiations are currently in progress, and both the United States and the defendant desire additional time to finalize a plea agreement, which would render trial of this matter unnecessary;

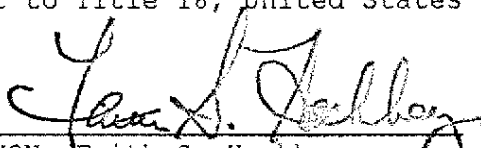
2. The grant of a continuance will likely conserve judicial resources;

3. Pursuant to Title 18 of the United States Code, Section 3161(h)(8), the ends of justice served by granting the continuance outweigh the best interests of the public and the defendant in a speedy trial.

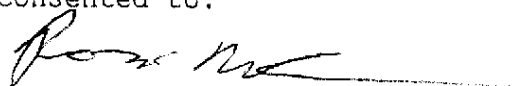
WHEREFORE, on this 15th day of January 2009,

ORDERED that motions shall be filed March 19, 2009; the oppositions shall be filed by April 2, 2009; reply papers shall be filed by April 9, 2009; the argument of motions ~~is scheduled for April 16, 2009, or~~ ^{on} a date to be set by the Court; and the trial is scheduled for April 23, 2009, or a date to be set by the Court;

ORDERED that the period from January 14, 2009, through March 15, 2009, shall be excludable in computing time under the Speedy Trial Act of 1974, pursuant to Title 18, United States Code, Section 3161(h)(8).


HON. Faith S. Hochberg
United States District Judge

Form and entry
consented to:


Ronnell L. Wilson
Assistant U.S. Attorney


Patrick McMahon, AFPD
Counsel for defendant Edward Barks